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8 **UNITED STATES DISTRICT COURT**

9 EASTERN DISTRICT OF CALIFORNIA

10 11 JORGE TOVAR,

12 Plaintiff,

13 v.

14 COMMISSIONER OF SOCIAL SECURITY,

15 Defendant.

16 Case No. 1:23-cv-00016-SAB

17 ORDER GRANTING APPLICATION TO
PROCEED *IN FORMA PAUPERIS* AND
DIRECTING CLERK OF COURT TO ISSUE
SUMMONS AND SERVE DEFENDANT
UNDER E-SERVICE PROGRAM

18 (ECF No. 4)

19 Plaintiff Jorge Tovar (“Plaintiff”) filed a complaint on January 3, 2023, challenging a
20 final decision of the Commissioner of Social Security denying an application for disability
21 benefits. (ECF No. 1.) Plaintiff did not pay the filing fee in this action and instead filed an
22 application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (ECF No. 2.) The Court
23 directed Plaintiff to file a long form application to proceed *in forma pauperis*, which Plaintiff
24 filed on February 1, 2023. (ECF Nos. 3, 4.) The Court finds Plaintiff’s application demonstrates
entitlement to proceed without prepayment of fees.

25 Therefore, the Court shall order that the complaint in this action be served, pursuant to
26 paragraph 1 of the scheduling order to be issued in this action, which provides that service of the
27 Defendant shall proceed under the Court’s E-service program.

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1 Accordingly, IT IS HEREBY ORDERED THAT:

2 1. Plaintiff's application to proceed *in forma pauperis* (ECF No. 4) is GRANTED;

3 2. The Clerk of the Court is DIRECTED to issue a summons and new case

4 documents; and

5 3. The Clerk of the Court is DIRECTED to deliver to the Commissioner of Social

6 Security Administration and the United States Attorney's Office at their

7 designated email addresses, a notice of electronic filing of this action along with

8 the summons and complaint.

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10 IT IS SO ORDERED.

11 Dated: February 2, 2023



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UNITED STATES MAGISTRATE JUDGE